

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

DERRICK EVANS,

Movant,

v.

UNITED STATES OF AMERICA,

Respondent.

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No. 4:10-CV-1490 CAS

MEMORANDUM AND ORDER

This matter is before the Court on movant's motion for reconsideration. Movant argues that when the Court dismissed this action as time-barred the Court failed to take into account the 90-day period allowable for filing a petition for writ of certiorari. Movant is incorrect. The Court expressly took that period into account. As a result, the motion is meritless.

Accordingly,

IT IS HEREBY ORDERED that movant's motion for reconsideration is **DENIED**. [Doc.

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**CHARLES A. SHAW
UNITED STATES DISTRICT JUDGE**

Dated this 9th day of December, 2010.